



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD

CHICAGO, IL 60604-3590

JUL 03 2001

E6
7/3/01
EPA Region 5 Records Ctr.



280446

REPLY TO THE ATTENTION OF

Lindsay Light I

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Optimus
c/o Mr. Tom Duff, President
c/o Joseph Madonia, Esq.
Wildman, Harrold, Allen & Dixon
225 West Wacker Drive
Chicago, IL 60606

Re: Lindsay Light Building, 161 East Grand Avenue
Chicago, IL

Dear Mr. Madonia:

On April 30, 2001, the United States Environmental Protection Agency (U.S. EPA) issued an information request to Optimus pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) as amended, 42 U.S.C. §9604(e). The information request was served on Michael Woodburne by certified mail on May 2, 2001. This information request required Optimus to provide certain documents and information within 20 business days of receipt.

Although the deadline for Optimus' response has passed, U.S. EPA has not received any response to the information request. U.S. EPA therefore requests that you comply immediately with that information request. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 CFR 2.203 (b). Information covered by such a claim will be disclosed by U.S. EPA only to the extent, and only by means of the procedures, provided in 40 CFR Part 2, Subpart B. If no such claim accompanies the information when it is received by U.S. EPA, it may be made available to the public by U.S. EPA without further notice to Optimus.

Continued failure to comply with U.S. EPA's information request, or to adequately justify such failure to respond, may subject Optimus to an enforcement action seeking to compel compliance and collect penalties of up to \$27,500 per day of noncompliance pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. §9604(e)(5). U.S. EPA has the authority to use the information requested herein in an administrative, civil, or criminal action.

Please contact Mary Fulghum, Office of Regional Counsel at (312) 886-4683, or Cathleen Martwick, Office of Regional Counsel at (312) 886-7166 if you have any legal questions regarding this matter. All other questions should be directed to Debra Regel, Emergency Enforcement & Support Section at (312) 353-7632.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Richard C. Karl".

Richard C. Karl, Chief
Emergency Response Branch

CC: Mort P. Ames, Esq.
City of Chicago
Department of Law
30 North LaSalle Street, Room 900
Chicago, IL 60602-2580

E1

7/3/01

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CONCURRENCE REQUESTED									
EMERGENCY RESPONSE BRANCH, SFD									
Regel dtd 6/26/01	201 ERS #3 6/27/01		201 ERS #3 6/27/01		201 ERS #3 6/27/01		201 ERS #3 6/27/01		201 ERS #3 6/27/01
ES	OSC	RS	EES	ORC	ORC	ERB	ENF	SFD	RA
	CHIEF	CHIEF	CHIEF	CHIEF	CHIEF	CHIEF	COORD	Director	

6/27/01
 S.H.

REMOVAL PROGRAM
INFORMATION REQUESTS
NO RESPONSE FOLLOW-UP #1
ROUTING SLIP
(REVISED OCTOBER 1999)

LINDSAY LIGHT I
(SITE NAME)

Please sign the Yellow and check your name off this page.

Then pass the document on to the next name.

Do not sign this page, SIGN THE YELLOW

	NAME	MAIL CODE
1. ERB ENFORCEMENT SPECIALIST	<u>Debbie Regel</u>	<u>SE-5J</u> ✓
2. ERB ON-SCENE COORDINATOR	<u>Verneta Simon</u>	<u>SE-5J</u> ✓
3. ERB ON-SCENE COORDINATOR	<u>Fred Micke</u>	<u>SE-5J</u> ✓
4. ERB SENIOR HEALTH PHYSICIST	<u>Larry Jensen</u>	<u>SE-5J</u> ✓
5. EESS SECRETARY	<u>Akimi Cheng</u>	<u>SE-5J</u> ✓
6. ORC STAFF ATTORNEY	<u>Mary Fulghum</u>	<u>C-14J</u> ✓
7. ORC STAFF ATTORNEY	<u>Cathy Martwick</u>	<u>C-14J</u> ✓
8. EESS SECRETARY	<u>Akimi Cheng</u>	<u>SE-5J</u> ✓
9. EESS SECTION CHIEF	<u>Bill Messenger</u>	<u>SE-5J</u> ✓
10. ERB BRANCH SECRETARY	<u>Cynthia Beck</u>	<u>SE-5J</u>
11. ERB BRANCH CHIEF	<u>Richard Karl</u>	<u>SE-5J</u> ✓
12. RETURN TO SE-5J/EESS SECRETARY FOR MAILING TO PRPs AND DISTRIBUTION OF BCC LIST.		

DATE MAILED TO PRPs: JUL 13 2001

U.S. ENVIRONMENTAL
PROTECTION AGENCY
JUN 27 2001
OFFICE OF REGIONAL
COUNSEL